

AMENDMENTS TO THE DRAWINGS

The attached sheets of drawings include changes to Fig. 1. Replacement Sheet 1, which includes Fig. 1, replaces the original sheet including Fig. 1. In Fig. 1, the heading "Prior Art" has been added.

Attached as **EXHIBIT 1**: Replacement Sheets.

REMARKS

Claims 1-14 remain in this application. Claims 1, 2, and 7 have been amended hereby to clarify the claims. Support for the amendments may be found in the specification, for example at page 1, paragraphs 31 and 34. Accordingly, no new matter has been added.

Figure 1 of the drawings was objected to for failure to include the designation "Prior Art. In addition, Figure 2 of the International Application No. WO 2004/010049 filed with the U.S. Patent Office on January 18, 2005 appears to have been inadvertently omitted from the corresponding U.S. Patent Application Publication No. US2006/0126347 A1. Accordingly, Applicant attaches hereto as **Exhibit A** five (5) replacement sheets corresponding to Figures 1-7 which include the designation "Prior Art" for Figure 1 and which include Figure 2.

Claims 1 and 2 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as his invention. Claims 1 and 2 have been amended to clarify the claims. Accordingly, reconsideration is respectfully requested of the rejection of claims 1 and 2 under 35 U.S.C. 112, second paragraph, as being indefinite.

Claims 1-4, 7, and 11-14 have been rejected under 35 U.S.C. 102(b) allegedly as being anticipated by U.S. Patent No. 4,593,344 to Basile.

Applicant has carefully considered the Examiner's comments and cited art and respectfully submits that amended independent claims 1 and 7 are patentably distinct over the cited prior art, for at least the following reasons.

Independent claims 1 and 7 relate to a fitting for a lamp that is provided with an adjustment means and the adjustment element for a fitting for a lamp. A fitting for a lamp is provided which has a rim or stop as part of the fitting for supporting a lamp cap, and a locking element, such as a nut, for locking a lamp cap onto the rim or stop. The fitting also has an adjustment means for adjusting the position of the lamp cap with respect to the rim of the fitting. This adjustment means has a first part, a first end of which is movably connected to the rim so that the first part can be placed between a first position substantially parallel to the rim or stop and a second position at an angle to the rim or stop. The adjustment element for a fitting for a lamp for adjusting the position of a lamp cap with respect to a fitting is also provided. The adjustment element has a first part which is intended to make contact with a lamp cap or the pedestal of a lamp cap, and a second part for

supporting the adjustment element on a rim or stop of a fitting. The parts are resiliently or pivotably connected to one another for the purpose of adjusting the angle between the first part and the second part wherein adjustment of the angle serves to adjust the position of the lamp cap with respect to the rim or stop.

Basile does not relate to a fitting for a lamp provided with a rim, a locking element, and an adjustment means or an adjustment element for adjusting the position of a lamp cap with respect to a fitting. Basile, as understood by Applicant, relates to a light fixture (par-can) for maintaining a lamp (a parabolic aluminized reflector) thereon. The light fixture comprises a body member for receiving and housing the lamp, the body member having a plurality of openings around its periphery; a plurality of securing means affixed to the body member, one associated with each opening for making secure engagement with the lamp, each of the securing means comprising an elongated member having first and second ends, each such end engaging an inner surface of the body member on opposite sides of the associated one of the openings, the first end being affixed to the body member and the second end being movable along with body member, the elongated member including a retainer portion extending through the associated opening; and a cam bar

associated with one elongated member which is interposed between an outer surface of the body member and the retainer portion.

Basile fails to teach or suggest a fitting for a lamp provided with a rim or stop as part of the fitting for supporting a lamp cap, a locking element for locking a lamp cap onto the rim, and an adjustment means for adjusting the position of the lamp cap with respect to the rim or stop which comprises a first part, a first end of which is movably connected to the rim or stop so that the first part can be placed into a position substantially parallel to the rim or stop and a second position at an angle to the rim or stop. Basile also fails to teach an adjustment element for a fitting for a lamp with a first part which is intended to make contact with a lamp cap or the pedestal of a lamp cap and a second part for supporting the adjustment element on a rim or stop of a fitting, which parts are resiliently or pivotably attached to one another for the purpose of adjusting the angle between the first part and the second part wherein adjustment of the angle serves to adjust the position of the lamp cap with respect to the rim or stop.

The Examiner alleges that the rim of the fitting is taught to be the rim of the reflector, 32, in Figures 4 and 5 of Basile. Amended claim 1 makes it clear that the rim is a part of the fitting for a lamp. Applicant has carefully considered these figures and notes that the rim of the reflector in Basile

is not in any way actually a part of the retainer, which the Examiner alleges corresponds to the fitting. Although the rim of the reflector in Basile can be inserted into secured engagement with the retainer portions, the rim is not a component of the retainer. Consequently, Basile fails to teach or suggest a fitting for a lamp provided with a rim or stop that is part of the fitting for supporting a lamp cap.

Furthermore, the Examiner alleges that the adjustment means for adjusting the position of the lamp cap with respect to the rim of the fitting is taught to be the spring members (22) of Basile. However, such spring members do not in any way allow for adjustments of position. The spring members merely allow for the localizing of the parabolic aluminized reflector in a single stable position within the light fixture. Consequently, Basile fails to teach or suggest the adjusting aspect of the claimed invention.

In addition, the Examiner alleges that the first part of the adjustment means or the adjustment element of the fitting is taught to be the release cam bar, 28, as shown in Figures 4 and 5 of Basile. However, Applicant has carefully considered these figures and notes that the release cam bar is not movably connected to the rim or stop. As discussed *supra*, the Examiner alleges that the rim corresponds to the reflector rim, 32, in Basile. The reflector rim is not connected to the release cam

bar. Consequently, Basile also fails to teach a first part, a first end of which is movably connected to the rim or stop.

Furthermore, amended claims 1 and 7 make it clear that the first part of the adjustment means can be placed between a first position substantially parallel to the rim or stop and a second position at an angle to said rim or stop and that the first and second parts of the adjustment element are pivotably connected to one another specifically to allow for adjustment of the position of the lamp cap with respect to said rim or stop. The release cam bar in Basile functions to operate the spring members in order to allow for easy removal of the reflector. It does not in any way serve to allow for the adjustment of the position of the cover (which the Examiner alleges corresponds to the lamp cap) with respect to the rim.

Accordingly, independent claims 1 and 7 are patentably distinct from the cited art. Dependent claims 3 and 4, which depend from claim 1, and dependent claims 11-14, which depend from claim 7, are patentably distinct from the cited art for at least similar reasons. Thus, reconsideration of these rejections is respectfully requested.

Claims 5, 6, and 8-10 have been rejected under 35 U.S.C. 103(a) as allegedly unpatentable over Basile. These claims are patentably distinct from the cited art for at least the reasons

discussed above. Accordingly, Applicant requests that the rejection be withdrawn.

Applicant, through the undersigned attorney, hereby petitions the Commissioner of Patents to extend the time for responding to the Office Action dated April 12, 2007 for three months from July 12, 2007 to October 12, 2007. Submitted herewith is a check for \$1050.00 to cover the cost of this extension.

No fee other than the \$1050.00 extension of time fee is believed to be required in connection with the filing of this Communication. However, the Commissioner is hereby authorized to charge any additional fees required in connection with the filing of this Amendment or to credit an overpayment to Deposit Account No. 03-3125.

If a further telephone interview could advance the prosecution of this application, the Examiner is respectfully requested to call the undersigned attorney.



Favorable reconsideration is earnestly solicited.

Respectfully submitted,

Dated: October 12, 2007

Norman H. Zivin

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with the United States Postal Service as first class mail in an  
envelope addressed to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

Norman H. Zivin 10/12/07  
Reg. No. 25,385 Date

Norman H Zivin  
Registration No. 25,385  
c/o Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400  
Attorney for Applicant